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Delayed until  
5/20/04

**Benman, Brown & Williams**

**Fax**

<b>To:</b> Examiner Amsbury	<b>From:</b> Office of William J. Benman
<b>Fax:</b> 703 746-5601	<b>Date:</b> May 11, 2004
<b>Phone:</b> 703 305-3828	<b>Pages:</b> 1 including cover
<b>Re:</b> 09/963,320 HP'10012123-1	<b>CC:</b>

☐ **Urgent**    ☒ **For Review**    ☐ **Please Comment**    ☐ **Please Reply**    ☐ **Please Recycle**

**Comments:**

Dear Mr. Amsbury,

I contacted you May 5, 2004 regarding an interview in connection with Application Serial No. 09/963,320 and you suggested that I send you this fax to document a proposed agenda for the interview that we have now scheduled for Monday, May 17, 2004 at 2:00 p.m. Eastern Standard time.

As I mentioned during the call, I propose that we focus the interview on the question of whether the user profile in Herz is the source with respect to the presently pending claims or whether the user is the source with respect to the presently pending claims. Identification as to how you are using the reference to show that it teaches the invention as claimed would be very useful in our efforts to formulate a response.

We look forward to discussing this issue with you during the interview and coming to a better understanding as to how you are applying the reference against the subject application.

Best regards,

William J. Benman